

**SUPREME COURT MINUTES  
TUESDAY, DECEMBER 13, 2011  
SAN FRANCISCO, CALIFORNIA**

**S197144**      B225871 Second Appellate District, Div. 2      **GARDILCIC (BRANKO) v.  
JPMORGAN CHASE BANK,  
N.A.**

The time for granting or denying review in the above-entitled matter is hereby extended to January 18, 2012.

**S197200**      H034963 Sixth Appellate District      **PEOPLE v. HOLLAND  
(DAVID LEONARD)**

The time for granting or denying review in the above-entitled matter is hereby extended to January 13, 2012.

**S197305**      B225796 Second Appellate District, Div. 5      **ROSS (DEANE EARL) v.  
CALIFORNIA COASTAL  
COMMISSION (MALIBU BAY  
COMPANY)**

The time for granting or denying review in the above-entitled matter is hereby extended to January 18, 2012.

**S197321**      E049553 Fourth Appellate District, Div. 2      **PEOPLE v. SERRANO (ISACC  
CHRISTIAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to January 18, 2012.

**S197333**      F060865 Fifth Appellate District      **PEOPLE v. OROZCO  
(ULISES)**

The time for granting or denying review in the above-entitled matter is hereby extended to January 18, 2012.

**S197339**      B222744 Second Appellate District, Div. 5      **PEOPLE v. BRODERICK  
(MICHAEL L.)**

The time for granting or denying review in the above-entitled matter is hereby extended to January 18, 2012.

**S197352**      D060307 Fourth Appellate District, Div. 1      **CHILLIS (MARION) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to January 17, 2012.

**S197364**      B229097 Second Appellate District, Div. 8      **PEOPLE v. RIVAS (FRANK)**

The time for granting or denying review in the above-entitled matter is hereby extended to January 19, 2012.

**S197372**      F060364 Fifth Appellate District      **PEOPLE v. FELIZ  
(BENJAMIN EDWARD)**

The time for granting or denying review in the above-entitled matter is hereby extended to January 19, 2012.

**S197375**      F061625 Fifth Appellate District      **STATE COMPENSATION  
INSURANCE FUND v.  
WORKERS'  
COMPENSATION APPEALS  
BOARD & DUNEHEW (BILL)**

The time for granting or denying review in the above-entitled matter is hereby extended to January 19, 2012.

**S197381**      A128091/A129090 First Appellate District, Div. 5      **APPLE, INC. v. FRANCHISE  
TAX BOARD**

The time for granting or denying review in the above-entitled matter is hereby extended to January 19, 2012.

**S130495**      **MASTERS (JARVIS J.) ON  
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Alice B. Lustre's representation that she anticipates filing respondent's exceptions to referee's report and brief on the merits by January 12, 2012, counsel's request for an extension of time in which to file that brief is granted

to January 12, 2012. After that date, no further extension is contemplated.

**S192536**      H035123 Sixth Appellate District

**PEOPLE v. ANZALONE  
(CHRISTINA MARIE)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits and reply brief on the merits is extended to January 23, 2012.

**S191021**

**COTE (FREDERICK R.) ON  
H.C.**

Order filed

The order filed on December 9, 2011, granting the petitioner's request for an extension of time to file the reply to the informal response is hereby amended to read in its entirety:

"On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to informal response is extended to January 9, 2012."

**S188828**

**PORTO ON DISCIPLINE**

Probation revoked

The court orders that the probation of IVAN PEDRO C. PORTO, State Bar Number 129629, is revoked. The court further orders that IVAN PEDRO C. PORTO is placed on probation for two years subject to the following conditions:

1. IVAN PEDRO C. PORTO is suspended from the practice of law for a minimum of the first one year of his probation (with credit given for the period of involuntary inactive enrollment which commenced on October 6, 2011).
2. IVAN PEDRO C. PORTO must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order filed on October 3, 2011.

IVAN PEDRO C. PORTO must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S197013**

**ABBASI ON DISCIPLINE**

Recommended discipline imposed

The court orders that MAHAN MATTHEW ABBASI, State Bar Number 215030, is suspended from the practice of law in California for one year, execution of that period of suspension is

stayed, and he is placed on probation for one year subject to the following conditions:

1. MAHAN MATTHEW ABBASI must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 31, 2011; and
2. At the expiration of the period of probation, if MAHAN MATTHEW ABBASI has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

MAHAN MATTHEW ABBASI must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with his membership fees for each of the years 2013 and 2014. If MAHAN MATTHEW ABBASI fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

## **S197016**

## **BALINGIT ON DISCIPLINE**

Recommended discipline imposed

The court orders that CLARENCE MICHAEL BALINGIT, State Bar Number 194890, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. CLARENCE MICHAEL BALINGIT is suspended from the practice of law for a minimum of the first two years of probation, and he will remain suspended until the following requirement is satisfied:
  - i. He must provide proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. CLARENCE MICHAEL BALINGIT must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 31, 2011.
3. At the expiration of the period of probation, if CLARENCE MICHAEL BALINGIT has complied with all conditions of probation, the three-year period of stayed suspension will be satisfied and that suspension will be terminated.

CLARENCE MICHAEL BALINGIT must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

CLARENCE MICHAEL BALINGIT must also comply with California Rules of Court, rule 9.20,

and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2013, 2014, and 2015. If CLARENCE MICHAEL BALINGIT fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

**S197017****ENDRES ON DISCIPLINE**

Recommended discipline imposed

The court orders that DAVID ROBERT ENDRES, State Bar Number 123564, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. DAVID ROBERT ENDRES is suspended from the practice of law for the first six months of probation;
2. DAVID ROBERT ENDRES must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 23, 2011; and
3. At the expiration of the period of probation, if DAVID ROBERT ENDRES has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

DAVID ROBERT ENDRES must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

DAVID ROBERT ENDRES must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S197019****HAYS ON DISCIPLINE**

Recommended discipline imposed

The court orders that WILLIAM THOMAS HAYS, State Bar Number 20286, is suspended from the practice of law in California for three years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. WILLIAM THOMAS HAYS is suspended from the practice of law for a minimum of two

years of probation, and he will remain suspended until the following requirements are satisfied:

- i. He makes restitution to Cory Adams in the amount of \$2,730 plus 10 percent interest per year from June 3, 2010 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Cory Adams, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
- ii. He makes restitution to Leslie and Suzanne Laswell in the amount of \$1,748 plus 10 percent interest per year from September 15, 2010 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Leslie and Suzanne Laswell, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
- iii. He makes restitution to Michael Lex in the amount of \$939 plus 10 percent interest per year from December 30, 2010 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Michael Lex, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
- iv. He makes restitution to Timothy and Kimberly Borer in the amount of \$1,748 plus 10 percent interest per year from March 26, 2010 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Timothy and Kimberly Borer, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
- v. He makes restitution to Milton Snipes in the amount of \$1,165 plus 10 percent interest per year from May 1, 2010 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Milton Snipes, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
- vi. He makes restitution to Amy Lanou in the amount of \$2,495 plus 10 percent interest per year from August 6, 2010 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Amy Lanou, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
- vii. He makes restitution to Marshall Hardy in the amount of \$3,195 plus 10 percent interest per year from November 23, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Marshall Hardy, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
- viii. He makes restitution to John Haddad in the amount of \$10,800 plus 10 percent interest per year from May 1, 2010 (or reimburses the Client Security Fund, to the extent of any payment from the fund to John Haddad, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
- ix. He makes restitution to Carlos and Sandra Gonzalez in the amount of \$3,195 plus 10

percent interest per year from February 12, 2010 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Carlos and Sandra Gonzalez, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;

- x. He makes restitution to Teresa Correa in the amount of \$3,495 plus 10 percent interest per year from February 18, 2010 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Teresa Correa, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
  - xi. He makes restitution to Charles E. Jones in the amount of \$2,158 plus 10 percent interest per year from February 2, 2011 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Charles E. Jones, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles;
  - xii. He makes restitution to Joyce M. Simmons in the amount of \$2,518 plus 10 percent interest per year from February 2, 2011 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Joyce M. Simmons, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles; and
  - xiii. WILLIAM THOMAS HAYS must also provide proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. WILLIAM THOMAS HAYS must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 26, 2011.
  3. At the expiration of the period of probation, if WILLIAM THOMAS HAYS has complied with all conditions of probation, the three-year period of stayed suspension will be satisfied and that suspension will be terminated.

WILLIAM THOMAS HAYS must also take and pass the Multistate Professional Responsibility Examination during the period of his suspension and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

WILLIAM THOMAS HAYS must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S197021****LISONI ON DISCIPLINE**

Recommended discipline imposed

The court orders that GAIL M. LISONI, State Bar Number 90298, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and she is placed on probation for two years subject to the following conditions:

1. GAIL M. LISONI is suspended from the practice of law for the first 30 days of probation;
2. GAIL M. LISONI must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 26, 2011; and
3. At the expiration of the period of probation, if GAIL M. LISONI has complied with all conditions of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

GAIL M. LISONI must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-half of the costs must be paid with her membership fees for each of the years 2013 and 2014. If GAIL M. LISONI fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

**S197050****MANNING ON DISCIPLINE**

Recommended discipline imposed

The court orders that PETER DAMIAN MANNING, State Bar Number 169358, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. PETER DAMIAN MANNING must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 24, 2011; and
2. At the expiration of the period of probation, if PETER DAMIAN MANNING has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

PETER DAMIAN MANNING must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.



**S197095****MORENO ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that LUCINDA KAY MORENO, State Bar Number 136850, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

LUCINDA KAY MORENO must make restitution as recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 3, 2011. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

LUCINDA KAY MORENO must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**S197097****MUNSON ON DISCIPLINE**

Recommended discipline imposed

The court orders that CRAIG EUGENE MUNSON, State Bar Number 143833, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. CRAIG EUGENE MUNSON must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on August 25, 2011; and
2. At the expiration of the period of probation, if CRAIG EUGENE MUNSON has complied with the terms of probation, the one-year period of stayed suspension will be satisfied and that suspension will be terminated.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with his membership fees for each of the years 2013, 2014, and 2015. If CRAIG EUGENE MUNSON fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

**BAR MISC. 4186    IN THE MATTER OF THE APPLICATION OF THE COMMITTEE  
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA  
FOR ADMISSION OF ATTORNEYS (MOTION NO. 1,006)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)